

House Bill 1039 (AS PASSED HOUSE AND SENATE)

By: Representatives Bruce of the 64th, Hembree of the 67th, Brooks of the 63rd, and Bearden of the 68th

A BILL TO BE ENTITLED
AN ACT

1 To authorize Douglas County to exercise all redevelopment and other powers under Article
2 IX, Section II, Paragraph VII(b) of the Constitution and Chapter 44 of Title 36 of the
3 O.C.G.A., the "Redevelopment Powers Law," as amended; to provide for a referendum; to
4 provide effective dates; to provide for automatic repeal under certain circumstances; to repeal
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Douglas County shall be and is authorized to exercise all redevelopment and other powers
9 under Chapter 44 of Title 36 of the O.C.G.A., the "Redevelopment Powers Law," as
10 amended. The intention of this Act is to authorize Douglas County to undertake and carry
11 out community redevelopment, to create tax allocation districts, to issue tax allocation bonds,
12 and to incur other obligations within the meaning of and as fully permitted under the
13 provisions of Article IX, Section II, Paragraph VII(b) of the Constitution of the State of
14 Georgia of 1983, as amended, and to authorize Douglas County to exercise redevelopment
15 powers as fully as the "Redevelopment Powers Law" may now or hereafter permit and not
16 to limit any redevelopment powers permitted under the "Redevelopment Powers Law."

17 **SECTION 2.**

18 Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election
19 superintendent of Douglas County shall call and conduct an election as provided in this
20 section for the purpose of submitting this Act to the electors of Douglas County for approval
21 or rejection. The election superintendent shall conduct that election on the date of the
22 November, 2008, state-wide general election and shall issue the call and conduct that election
23 as provided by general law. The superintendent shall cause the date and purpose of the
24 election to be published once a week for two weeks immediately preceding the date thereof

1 in the official organ of Douglas County. The ballot shall have written or printed thereon the
2 words:

3 "() YES Shall the Act be approved which authorizes Douglas County to exercise
4 redevelopment powers under the 'Redevelopment Powers Law,' as it may
5 () NO be amended from time to time?"

6 All persons desiring to vote for approval of the Act shall vote "Yes," and all persons desiring
7 to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on
8 such question are for approval of the Act, then Section 1 of this Act shall become of full
9 force and effect immediately. If Section 1 of this Act is not so approved or if the election is
10 not conducted as provided in this section, Section 1 of this Act shall not become effective
11 and this Act shall be automatically repealed on the first day of January immediately
12 following that election date. The expense of such election shall be borne by Douglas County.
13 It shall be the election superintendent's duty to certify the result thereof to the Secretary of
14 State.

15 **SECTION 3.**

16 Except as otherwise provided in Section 2 of this Act, this Act shall become effective upon
17 its approval by the Governor or upon its becoming law without such approval.

18 **SECTION 4.**

19 All laws and parts of laws in conflict with this Act are repealed.